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4 BEFORE THE HEARING PANEL OF THE  
5 CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD  
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7 In the Matter of: ) AGENDA ITEM RE APPEAL OF THE  
8 ) CALIFORNIA INTEGRATED WASTE  
9 County of Los Angeles Local Enforcement ) MANAGEMENT BOARD'S  
10 Agency, City of Los Angeles Local ) ACCEPTANCE AND PROCESSING OF  
11 Enforcement Agency, and North Valley ) BROWNING FERRIS INDUSTRIES'  
12 Coalition ) APPLICATION FOR A SOLID WASTE  
13 ) FACILITIES PERMIT FOR A COMBINED  
14 ) SUNSHINE CANYON LANDFILL,  
15 ) SYLMAR CALIFORNIA  
16 vs. )  
17 )  
18 California Integrated Waste Management ) PUBLIC RESOURCES CODE §§ 44307,  
19 Board, purportedly acting as Enforcement ) 44309 & 45030  
20 Agency, )  
21 )  
22 Respondent )  
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18 SUMMARY OF PROCEEDINGS

19 This matter before the Hearing Panel is an appeal by the City of Los Angeles Local  
20 Enforcement Agency, the County of Los Angeles Local Enforcement Agency (collectively  
21 "City/County"), and the North Valley Coalition ("NVC") of a determination by Staff of the  
22 California Integrated Waste Management Board ("Board Staff"), purportedly acting as  
23 Enforcement Agency, to process an Application for a Solid Waste Facilities Permit submitted by  
24 Browning Ferris Industries ("BFI") for a Combined Sunshine Canyon Landfill. The City/County  
25 were notified of Board Staff's determination on January 17, 2008 and NVC became apprised of  
26 the determination the first week of March. Requests for a Hearing to Appeal Board Staff's  
27 determination were filed by City/County and NVC on February 15, 2008 and March 4, 2008,  
respectively, each accompanied by a Statement of the Issues on Appeal. This matter presents a

solely legal issue for the Hearing Panel to determine, the City/County, NVC and Board Staff having stipulated to a Statement of Facts to be utilized as evidence herein, to the extent that the Hearing Panel deems such facts relevant and for purposes of this appeal and any subsequent appeal to the Board only, in lieu of proceeding with an evidentiary proceeding in this matter. Supporting Briefs have been filed by the City/County, NVC, Board Staff and BFI which, along with the Stipulated Statement of Facts and the arguments presented at the hearings, constitute the basis of the record for the Hearing Panel's determination in this matter.

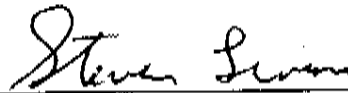
#### **RECORD ON APPEAL AS OF MAY 8, 2008**

- 1.** Letter of Determination Underlying Appeal by Board Staff dated January 17, 2008 (Attachment 1);
- 2.** Request for Hearing/Statement of Issues by City/County dated February 15, 2008 (Attachment 2);
- 3.** Request for Hearing/Statement of Issues by NVC dated March 8, 2008 (Attachment 3);
- 4.** Letter in Support of Timeliness of Appeal Filing By NVC dated March 11, 2008 (Attachment 4);
- 5.** Notice of Hearing By Hearing Panel dated 4/18/08 (Attachment 5);
- 6.** Brief By City/County dated April 23, 2008 (Attachment 6);
- 7.** Brief By NVC submitted April 30, 2008 (Attachment 7);
- 8.** Stipulated Statement of Facts by and between City/County, NVC and Board Staff dated May 6, 2008 (Attachment 8);
- 9.** Amended Notice of Hearing by Hearing Panel dated May 6, 2008 (Attachment 9);

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2 **10. Brief by Board Staff dated May 7, 2008) (Attachment 10);**

3 **11. Brief by BFI dated May 7, 2008 (Attachment 11)**  
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5 Dated: May 9, 2008  
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8 Steven Levine  
9 Senior Staff Counsel  
10 California Integrated Waste Management Board  
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